

PTP-S859 (10-01)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/495,005
Filing Date	January 31, 2000
First Named Inventor	Christopher R. Clare
Art Unit	3763
Examiner Name	Roz Ghafoorian
Attorney Docket Number	GYN-032

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

a. Previously submitted

- i. Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. Other _____

b. Enclosed

- i. Amendment/Reply
- ii. Affidavit(s)/Declaration(s)
- iii. Information Disclosure Statement (IDS)
- iv. Other _____

2 Miscellaneous

a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)

b. Other _____

3. Fees

3. The Director is hereby authorized to accept the following:

The DSO/sector is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-1218

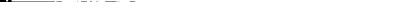
- i. RCE fee required under 37 CFR 1.17(e)
- ii. Extension of time fee (37 CFR 1.138 and 1.17) \$110.00
- iii. Other _____

b. Check in the amount of \$_____ enclosed

c. Payment by credit card. (See [http://www.uspto.gov/crpat](#))

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Paul F. Swift	Registration No. (Attorney/Agent)	34,938
Signature		Date	4/29/03

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type) Ronni O'Connor
Signature Ronni O'Connor Date April 29, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of
Christopher R. Clare**

**U.S. Application No.
09/495,005**

**Filing Date
January 31, 2000**

**For: SURGICAL FLUID MANAGEMENT
SYSTEM WITH SUCTION CONTROL**

May 20, 2003

Facsimile No.: 703-746-7763

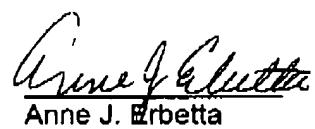
Commissioner of Patents
and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

Sir:

Date of Deposit: May 20, 2003

I hereby certify that the enclosed Letter to Examiner Ghafoorian
with a copy of Request for Continued Examination Transmittal are being
transmitted via facsimile to 703-746-7763 on the date indicated above.



Anne J. Erbetta
Anne J. Erbetta

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May 20, 2003

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Attention: Dr. Roz Ghafoorian

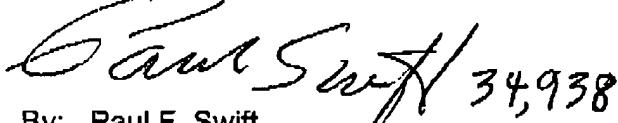
Re: U.S. Serial No. 09/495,005
SURGICAL FLUID MANAGEMENT
SYSTEM WITH SUCTION CONTROL
Our Ref.: J&J 3.0-014
Your Ref.: GYN-032

Dear Dr. Ghafoorian:

What follows in the fax is the RCE Transmittal, that was previously sent.
Please give me a call if this is not adequate. Thanks for your help.

Respectfully,

SELITTO, BEHR & KIM


By: Paul F. Swift
(732) 744-1001 (Ext. 11)

PFS/roc
enc.

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*NOT ADMITTED TO THE PATENT BAR

FACSIMILE TRANSMISSION

Date: May 20, 2003

Time: 3:15 P.M.

To: Dr. Roz Ghafoorian

From: Paul F. Swift, Esq.

Facsimile No. (703) 746-7763

Comment: _____

Transmitting 4 pages including cover sheet. If you have any problems receiving this transmission, please call (732) 744-1001.

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